App F IX—4

Previous References
ul II 46-154

Later References
LIH 26017x5)

(1955 SD
Rm

File No 2H 55
Serial Nos 75, 76,
117 174

MYSORE GOVERNMENT SECRETARIAT

Serial Nos 4

Part B for Feb 1955

SUBJECT

Exemption from the Operation of Sri P S Rules for Promotion & Sri Ahme from a literate Peon to a Superi Post — in Mysore city Municipality

WD 0249—GPB—25 000—16 9 55

L 11791 21 12 55

The Municipal Commissioner
Mysore city Municipali

Rejects to Propo

Pl 36/CE 1

Cwarrants
27/12/55

7349/111

Dep No CM
186/55-56

From

The Mil Comm Mysore Coy - Mlg
C2 PR 223 - C752/52-55 —
D/3155
Request sanction of Govt to the
resolution dated 27.12.52
Exempting Sri Pir Ahamed,
Asst Market-Sergeant - from
PSC Rules for promotion from
unions to Supervisory Service
for purposes of Confirmation and
Grant of increments

The Mil Comm reports that consequent
on the abolition of Evening Bazaar
a Vacancy from Pir Ahamed was
appointed as II Asst Market Sergeant
as per President's Memo No 0/4 548/1955
D/3145 and that a note was
also made that a reference might
be made to Govt to exempt the
Post from the operation of PSC
Rules and that his matter was not
pursued by the Office
It is reported that subsequently
on the General Revision of pay of
the Officials of the Mysore Coy - Mlg

Exemption from the Operation of PSC Rules for promotion of Mr Thomas — Typist Asstt-Mlg-

Mr Thomas was fixed on grade Rs 30-1-40-2-50 as acting Asstt Local Sergeant at Rs 34/- from 1/1/47 The question arose when the question of confirmation of this Appeal and grant of increments came up for consideration and was found that it was not possible to do so unless the Official was exempted from the Operation of PSC Rules

3 The Municipal Council Thyne have resolved to request for exempting them from the Operation of PSC Rules for purposes of confirmation and grant of increments

4 This case is similar to that of Sundar Das Mlg in which Govt have exempted the Appeals of the Mlgs who were promoted from inferior service to Supreme Service, from the Operation of the PSC Rules

Another proposal of the same Municipality which is similar to the present case has been approved by Govt and orders are under issue

If approved the file of the Thyne Municipality

Exemption from the Operation of PSC Rules 3 (a) provision of the Statutes — Phone as Mr

Reference to above Exempting one Sri

H R Seshadri, Retd Collector of Mysore

Asst Municipality — from the Operation

of the PSC Rules is under some misunderstanding

that the Collector proclaiming to Dunlop

Town Mfg as a Company, & that file of that

Town after the above file is made available

31/1

Sir In the cases referred to,
the matter was placed before the
Council and approval obtained
for orders whether this case
may also be treated likewise
by quoting the previous
references

Yes 2/2

PSC will be consulted if appd

Secy (Com & Ind)

" (Commerce

Ch Sy)

(Industries) 25/2

24/2/55

25/2

PTO

14866
15 FEB 1955
GOVT OF MYSORE

23 FEB 1955
15483
GOVT OF

EDUCATION (EXTRA)
15411
24 FEB 1955
GOVERNMENT OF MYSORE

7349/1911

Exemption from the Operation of PSC Rules for promotion of Sri Mir Ahmed — Proposal for

8868 & 2-0 Memo L-290 dt 28 2 55

MYSORE PUBLIC SERVICE COMMISSION GENERAL BRANCH No. G. 112/54 Date 1/3 BANGALORE

forwarded Unofficially to the Secretary Public Service Commission for favour of furnishing the opinion of the Commission in the matter

Bangalore
Date - 55

for Secretary to Govt
DS Edn & Labs Depts

G.O No G.112/54-55 PSC, Dated 29th Mar 1955

Returned

The Commission observes that the promotion of Sri Mir Ahmed from inferior to superior service as Assistant Market Sergeant in grade Rs 30-50 is irregular Action should have been promptly taken to address Government to exempt the official from the operation of the rules for appointment as Assistant Market Sergeant as required in the President's Memo dated 7-3-1945 But it is seen that no action has been taken in this behalf After a lapse of about 10 years, the Municipal Commissioner has recommended this case for exemption He was appointed as Assistant Market Sergeant without advertising the vacancy under the rules The post of Assistant Market Sergeant comes under Class III, minimum qualification being M S. The official is not qualified as he has completed only L S Course He ought not to have been appointed under tl circumstances without obtaining previous exemption from Government But he was appointed as Assistant Market Sergeant in 1945 and has been unauthorisedly continued as such for the past ten years In the circumstances, tl Commission is not in favour of approving of this irregular appointment

29/3

(S Devaraj)
Secretary
PUBLIC SERVICE COMMISSION

BMP/28-3

7349/171

Exemption from the Operation of the P.S.C. Rules for promotion of Sri M.V. Bhamani Mysore Adj-Mlg

11) The remarks of the Public Service Commission are for perusal. The Commission is of opinion that appointment made by the Deputy Commr is irregular and that steps should be taken in favour of approving the appointment. As per R & P.S. Rules, the appointment of the Official and his unauthorised Continuance so long as irregular and not acceptable

12) The present Official has put in ten years of Service. If the opinion of the Commission is upheld it would be a hard case for the Official and also in view of his long Service and, in view of the precedents already settled (such as Dumka, Haveri and Shimoga recent applies) he may perhaps be exempted from the Operation of the P.S.C. Rules. Even in case of one Sri Sadashiv Bill Collector - Mysore Adj-Mlg was exempted from, overruling the P.S.C. Rules table for Orders

25/3 1/4

13) The cases of Dumka Haveri & Shimoga

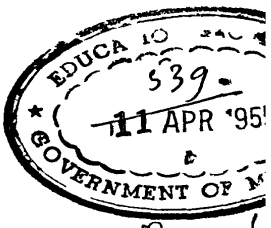
Exemption from the operation of P S C Rules for promotion of Sri H.S. Ahmed - Mysore City Mcp
7316/55

---

cannot be allowed to dictate the
Ratification of all regular appointments
we have to stop at some stage and
direct the local bodies to strictly adhere to
the rule. The P.S.C's opinion may be
accepted & the Comr Mysore City etc will
be informed accordingly. The
Govt may kindly be consulted

10/4

Secy (Edn Dept)



14) Sri Seshadri's case is
believed to above in para 12 above
Is it a similar case? If so why
should the same in the present case?
Please examine

12/4/55

Please see
their para
are annexed
before the
files are
done?

12/4/55

15) C M Collection 26-S4-207 leading to the issue
of G O no d 12068/C M 26-S4-207 dt 28-4-55
10 S SS
Sanctioning the proposal of the M/I Comm
Mysore City M/cy to absorb Sri H R Seshadri
as a Bill Collector on a general vacancy without
advertisement in the Mysore City M/cy on
grade Rs 30-1-40-2-50 exempting from

Flag E

Rule

Exemption from the operation of PSC Rules for promotion by Sri PM Ahamed — Mysore city-Mtg from the operation of the Recruitment-Rules as herewith put up for kind perusal

16) The present proposal of the Mtl Comm Mysore as to exempt from PSC Rules for promotion from unreserved to Reserve Service in the case of Sri PM Ahamed Asst Market Sergeant for Confirmation and Grant of increments

17) A Copy of the G O no A 10885 89/Mtl 6-53-31 Dt 20/28 11 53 approving the appointment and Confirmation made in the Cadre of three Bill Collectors and five Octroi Asst Sadders (re from unreserved to Reserve Service) by the president Town Mtl Comm Shimoga which is identical to the present case of the Mtl Cl Mysore as placed below

(The Collection leading to the G O has been put up separately with some Shi reference of the Shimoga Town Mtg and hence not readily available)

18) In view of the above precedent the Resolution of the Mtl Comm Mysore recommending as aforesaid to exempt Sri PM Ahamed Asst Market Sergeant

7349, 2260 pm

Exemption from the Operation of the PSC Rules for the promotion of Sr Pte Ahamed from the inferior list that the promotion though Ordered subject to obtaining necessary sanction of Govt exempting the Appeal from the operation of the PRS Rules the exemption has never been obtained so far and that this irregularity in promotion was noticed when his increment application was submitted for sanction only recently

26) It states that he was continued as additional Assistant Surgeons on a pay of Rs 157-pm in the vacancy sanctioned by Govt in their order no L 15982 of MII(46-154 dt 16 5 1947 as per proceedings memo no MH 9/(C2)-48 dt 11 7 1947 and that his pay, during the General Revision of the staff of the Physical Edn Wing was fixed on a pay of Rs 344-pm w e f 1947 in the revised grades of Rs 30-1-40-2-50 pmx stepping. Sanction in Govt no. L 10207-8/MI 105 48-51 dt 16 3 (49)

Has Q

27) It is stated that the Appeal has put in a service of nearly 25 years to date out of which 15 years as a Military man and

7369, 2260/11

Exemption from the Operation of the PSC Rules — Nyasaland

10 years as Assistant Surgeon and he has been drawing a pay of Rs 341-PM w.e.f 1147

28) As regards the observation made by Govt in their letter No d 2305/D 3 6 55 — he has stated that prompt action should have been taken to obtain the sanction of Govt to exempt the Officer from the Operation of the PSC Rules but the Govt now state that the case as one of exchange should stop and hence amount to the penalization of the Officer for no fault of his

Flag P

29) He has quoted a similar case in which Govt have been pleased to exempt one Sri C Subbiah who was a Veterinary Assistant in the Vanniyar Market on Rs 107-PM and who has promoted as Cattle Inspector on Rs 75-PM w.e.f 6 12 1965 from the Operation of the PSC Rules as per G O No d 3614-6/III A-65-55 D/ 10 11 1965 — In Comparison with the above Officer he states that in the Assembly is entitled to exemption and that the Govt

Flag Z

73 CAT 2260

Exemption from the Operation of the P.S.C. Rules
System of 1915

was promoted to act as Director of the Bhawan
on a pay of Rs 1250/-

30) He recommends that in view of the long
Service of 25 years Sri Pr Bhawan has
put in he may be exempted from
the operation of the P.S.C Rules and his
~~promotion regularised~~ promotion from inferior
to superior service be regularised

31) The Proposal of the PU Commerce System
to exempt Sri Pr Bhawan from the
Operation of the P.S.C. Rules and
to regularise his promotion from
inferior to superior service as
for Revised orders The Chairman of the
P.S.C. Commission may perhaps be
pleased to consider the circumstances
explained by the PU Commr It was
a hard case, as he has put in
25 years of Service already
for orders - Ref paras 20 to 22 of the note

16/7 Mg 16/7

32) There is sufficient nothing on
the subject Hon for orders
whether PSC may be

2260 /III

Exemption from the Operation of PSC Rules 13

— Mysore Agl Dpt

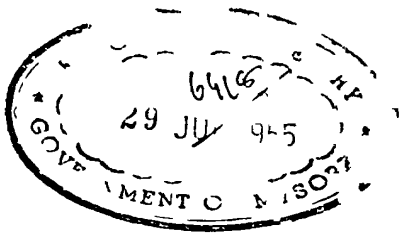
(3)

Consulted again or whether the previous orders may

Stand

Secy (Edn & Dev)

28/7



33) What are the new pts urged now by the mills that have not gone so far before the P S C?

11
30/7/57

Ch/8

34) A Comparative Statement showing the Observations made by the P S C and the new points urged now by the Mills as Counsel pursuing this Appeal is particularly at to Why the proposal is ~~Clear picture of the proposal in Question~~ ~~Clear picture of the proposal in Question~~

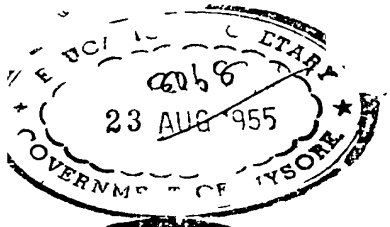
25/8 Mg 8/8 35) Mill putting a typed Statement

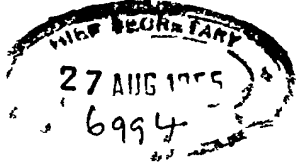
13/8

36) Subsequently a typed Statement as directed

37)

25/8 Mg 22/8 Secy (Edn & Dev) 24/8





38) It seems to be useful necessary to Consult the PSC again for Concurrence or remarks

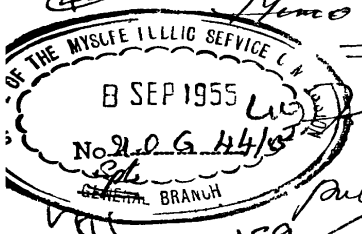
31 9/8/55 Ch Sy) Education 3 (3934) 57 11 2/8 3/9/8 STATISTICAL

2260/14

14 Exemption from the Operation of the PSC Rules
Appx. of this

3914
4326

Memo U O No 2 160 dy 7-9-55



VOS-159

GI branch

forwarded and Recd by the Secretary Public Service Commission for furnishing the opinion of the Commission on the new points urged upon by the Physically Municipality - Municipal Council in the matter

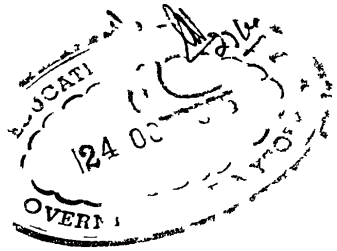
Bangalore
dy. 9 55

for Secretary to Govt
of Edn (A&S) & DCPS
15 Sept 55

U O.No G.44/55-56 PSC, Dated 22nd October 1955
Returned

(61)

The post of Assistant Market Sergeant belongs to Class III category. The appointment of Sri Mir Ahamed is irregular. The vacancy was not in the first place advertised and filled up. Secondly, the qualification for the post being M.S Examination, Sri Mir Ahamed who has completed L.S Course was appointed to the post. The Commission has already given opinion on this case on 29-3-1955 ~~that it is not in favour of approving of this appointment~~. As no fresh grounds have been put forward the Commission is not in favour of revising its opinion.



(S.Devaraj)
Secretary,
Public Service Commission.

BMP/21-10

Examination for the Operation of PSC Rules for
Promotion of the Dy Chemists.

42) The Remarks of the Public Service Commission
at para 41 supra are for perusal and orders
The Commission have upon Records that
the appointments of the Dy Chemists is irregular
and that they are not in favour of reversing
their opinion The Municipal Council Mysore
Recommended their proposal for more sympathetic
Consideration of Govt in the circumstances
explained in the P C O
Submitted for orders

28/X MS 28/10

(PSC)

43) The opinion of the Commn may
be agreed to

Say Rou + Lett)

Minister H&C
Hon'ble Ch Sec

4/11

44) 6/11/55

7/11

44)
45)
8/11

17
10/11/55

10/11

46) 24/11/55

25

28/11

47) Submitted a draft for approval
& issue

25/11 MS 1/12

EDUCATIONAL SECRETARY
12090
4 NOV 955

8 NOV
10030

12360

MYSORE GOVT SECRETARIAT
5992/E2
10 NOV 19
EDUCATION BRANCH

OFFICE OF THE MINISTER FOR
PUBLIC HEALTH & LOCAL SELF
GOVERNMENT.
11 NOV

EDUCATIONAL SECRETARY
25 NOV 955

16 Exemption from the Operation of P S C Rules for promotion of Sri Pm Ahamed 2260/111, 7178/111

2. The Pl Commr Payne Ltr-Pllgs
L 11791/CM 26-55: 176 dt 21 12 55
Rejects the proposal —

Petition dated 19 12 55 from Sri G Lingam Ex-Pl Councillor, Payne on the matter —

49) Orders of the Minister for Pllg & Dlls thereon
Dlls Secy References
(Dlgs TC 28/12
(Dlgs BMK 26/12

50) Resubmitted with the file for kind perusal. The proposal for exemption from the operation of the P.S.C Rules for the promotion of Sri Pm Ahamed from the unfernsecretive services was turned down and orders communicated in this office letter no L 11791/CM 26-55-176 dt 21 12 55. The P.S.C has not in favour of the proposal

Contd

2260 7178

Exemption from the Operation of the PSC Rules for the promotion of Sri Bhashyam -- Appn of Mfg Rebecca. Ref para 4 of Appn others have already been communicated to the Municipal Council (Flg 2)

Sec of Legal recommends that the case of Sri Bhashyam may be considered for perusal of the Hon Minister

Secy Edn Dept

Minister (Edn)

15819

4856

C2 PR 223 C752 54-55

Encls Four V enclosure service register also

7349

CITY MUNICIPAL COUNCIL,
P B No 17

Mysore, Dated 3rd January 55

FROM

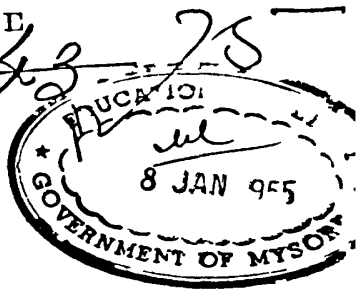
THE MUNICIPAL COMMISSIONER
City Municipal Council
MYSORE.

Con 24 55 43

To

The Secretary to Government,
Education & L S G Departments,
Bangalore-1

(Through the President, Mysore)



Sir,

Sub - Exemption from the operation of P S C Rules for promotion of Sri Mir Ahmed from a literate peon to a superior post viz , that of Asst Market Sergeant in grade Rs 30-1-40-2-50 plus Rs 5/- C A

Jag h

Ref -G O No L 15982-3/M1 11-46-154 dated 16-5-47 sanctioning the revision of the scale of the establishment of Devaraja Market

---

In the above order, the establishment of the Devaraja Market was revised - ~~consignment~~ Consegnent on the abolition of evening Bazaar and Mir Ahmed referred to above who was a literate peon was appointed as IInd Assistant Sergeant as per President's Memo No M4 548/44-5 dated 7-3-45 (copy enclosed) A note was also made in the above memo that a reference might be made to Government to exempt the official from the operation of Public Service Commission Rules But this direction does not seem to have been persued Subsequently, in the general revision of pay of the officials of the Municipality he was fixed in grade Rs 30-1-40-2-50 as an acting Assistant Sergeant at Rs 34/- from 1-1-47. When the question of confirmation of the official/and grant of increments to him ~~of the official~~ came up for consideration, it was found that it was not possible to do so unless the official was exempted from the operation of P S C Rules

p t o

The Council have therefore resolved that necessary sanction may therefore be obtained in this behalf to - facilitate confirmation and sanction of increments.

I enclose a copy of the resolution and request that orders of Government may kindly be obtained in the matter.

Yours faithfully,

(N Lakshman Rau)
Municipal Commissioner.

Forwarded with compliments.

(K Puttaswamy)
President.

HLN2/- 4/11/52

Proceedings of the Ordinary Meeting of the Mysore City Municipality on 27-12-1954 at 4 p m

---

1062. Managing Committee Res No 789/15-12-1954 recommending that exemption from P S C Rules for promotion from inferior to superior service might be obtained in the case of Sri Mir Ahmed, Asst Market Sergeant, for confirmation and grant of increments etc.

Approved

Sd/- K Puttaswamy,
President

"Copy"

Municipal Commissioner

Hln/-

1) Cy PR 223 - C752
Encls 54-55

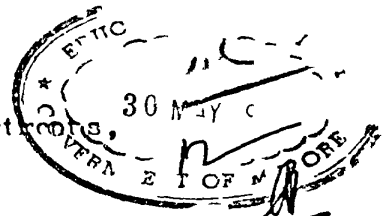
CITY MUNICIPAL COUNCIL
P B No 17

Mysore, Dated 27-5-55

FROM

THE MUNICIPAL COMMISSIONER,
City Municipal Council
MYSORE

The Secretary to Government,
Education and I S C Department,
Bangalore-1



Sir,

Subject Exemption from the operation of P S C Rules for promotion of Sri Mir Ahamed From a lictrate peon to a superior post viz , that of Assistant Market Sergeant in Grade Rs 30-1-40-2-50 plus Rs 5/- C A

& DA 30/5

Reference G O No L 15982-3/M1 11-46-154/sanctioning the revision of the scale of the establishment Devaraja Market and this office letter No C2 P 223-C 752 dated 3-1-53 referred to above D/- 16-5-5-47

I request that early orders of Government may kindly be obtained in this behalf and communicated

Yours faithfully,

(N Lakshman Rau)
Municipal Commissioner

PSP

M G S App F G 3]

MYSORE GOVERNMENT
SECRETARIAT

(Continuation sheet draft form)

NB L 2305 / 2 3-6-55 / with Enl 2 & 5

Con 24 55 76

5

Subject Exemption from the operation of P S C Rules for promotion of Sri Mr Ahmed from a Circle post to a Superior post Viz, that of Asst Market Sergeant in Grade Rs 30-1-40-2-50 plus Rs 5/- c

2

2o

The Pll Commr Mysore City-Pllg
Dist the Meat

Sir,

With Reference to your letter 2o C2 PR 223 C752/52-55 dt 3 1 55 on the above subject I am directed to observe that the promotion of Sri Mr Ahmed from an Junior to Superior Service as Assistant Market Sergeant in Grade Rs 30-50 as irregular Action should have been promptly taken to address the Govt to Except the Special

WD 04 60—CPB—40 000—22 1

from the operation of the Rules
for appointment as Asst Market
Sergeant as required in the presidents'
Memo dated 7-3 1945 But it has
been that no action has been taken
on this Recommendation. After a lapse of
about 10 years, the ~~XXX Comm~~ has been recommended
~~Recommended~~ this Case for Exemption
He was appointed as Asst Market Sergeant
without advertising the Vacancy
under the Rules of the post of Asst Market
Sergeant Comes under Class III,
Minimum Qualification being M S
The Incumbent is not Qualified as he
has Completed only L S Course
He ought not to have been
appointed under the circumstances
without obtaining previous Exemption
from Gov But he was appointed
as Asst Market Sergeant in 1945
and has been unanimously
Continued as such for the past
Six years ——— Contd

[M G S App F G 3]

MYSORE GOVERNMENT

SECRETARIAT

(*Continuation sheet draft form*)

4) In the circumstances Govt
case
are pd in favour of approving
of this irregular appointment
along the with the S R & Re
5) The enclosures Received with
annual
your letter under reference
are returned herewith

9 7-

30/3

for Secy to Govt
Edn (H.S) Dept

Copy to Dte 2306-07/Q 3-6-55
The Secy PSC B'lore for
information w/r to his U.O
No. Ne 9 112/54 55 PSC dated
29 3 55

The Court's be S.R.D

20/7

for Secy to Govt
Edn (H.S) Dept

Mg

WD 04660—CPB—40 000—29 1 54

GOVERNMENT OF MYSORE

No L2305/CM 24-55-76

Mysore Government Secretariat

Dated Bangalore, 3-6- 1955

FROM

The *Secretary to the Government of Mysore*
Education & L S G Departments.

To

The Municipal Commissioner,
Mysore City Municipality,
thro' the President

Sir,

Subject:- Exemption from the operation of Public Service Commission Rules for promotion of Sri Mir Ahamed from a literate peon to a superior post viz , that of Asst Market Sergeant in grade Rs 30-1-40-2-50 plus Rs 5/- C A

-:-

With reference to your letter No C2 P R 223 C 752/54-55 dated 3-1-55, on the above subject, I am directed to observe that the promotion of Sri Mir Ahmed from inferior to superior service as Assistant Market Sergeant in grade Rs 30 - 50 is irregular

Action should have been promptly taken to address Government to exempt the official from the operation of the rules for appointment as Asst Market Sergeant as required in the President's memo dated 7-3-1945 But it is seen that no action has been taken in this behalf After a lapse of about 10 years, this case has been recommended for exemption He was appointed as Assistant Market Sergeant without advertising the vacancy under the rules

The post of Assistant Market Sergeant comes under Class III, minimum qualification being M S The official is not qualified as he has completed only L S Course He ought not to have been appointed under the circumstances without obtaining previous exemption from Government But he was appointed as Assistant Market Sergeant in 1945 and has been unauthorisedly continued as such for the past ten years

In the circumstances, Government are not in favour of approving of this irregular appointment

The enclosures along with the Service Register of the official received with your letter under reference are returned herewith.

Yours faithfully,

(SD).
(V.Hanumanthappa)
For Secretary to Government,
Education & L.S.G.Departments

HGN.4/1-6.

Memo No. L. 2306-07/a 24-55-76 A. 3-65

Copy is forwarded to

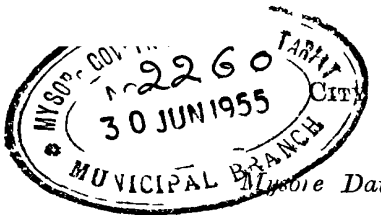
1. The Secretary, Public Service Commissionxx, Bangalo

for information with reference to his U O Note N
~~for inf~~
G.112/54-55.P S.C dated 29-3-55.
~~£~~

2. The Controller, State Accounts Department, Bangalore

(V Hanumanthappa)
For Secretary to Government,
Education & L S G Departments

No CR-PR 223 C752/54-55
File
Forwarded SR



CITY MUNICIPAL COUNCIL
P B No 17
Mysore Dated 21-6-1955

FROM

THE MUNICIPAL COMMISSIONER
City Municipal Council
MYSORE

To

The Secretary to Government,
Education and L S G Departments,
Bangalore 1

Sir,

Cr 24/55-117

Subject Exemption from the operation of the P S C Rules for the promotion of Sri Mir Ahmed from the inferior service namely from the post of a Literary peon to that of the Assistant Sergeant in grade Rs 30-1-40-2-50 plus CA Rs 5/- Council resolution No 1062 dated 27-12-1954

Ref Your letter No L 2305 dated 3-6-1955

I write to state that Sir Mir Ahmed who was a literate peon of the Evening Bazaar was promoted as Assistant Market Sergeant on Rs 13/- p m as per President's memo No ML 548/44-45 dated 7-3-1945 The promotion though ordered subject to obtaining necessary sanction of Government exempting the official from the operation of the C R B Rules, the exemption has never been obtained so far

Mir Ahmed was again continued as additional Assistant Sergeant on a pay of Rs 15/- p m in the vacancy sanctioned by Government in their order No L 15982-3/Ml 11-46-154 dated 16-5-1947 as per President's memo No M4 9/47-48 dated 11-7-1947 During the general revision of the pay of the staff of the Mysore City Municipality Sri Mir Ahmed was fixed on a pay of Rs 34/- p m with effect from 1-1-1947 in the revised grade of Rs 30-1-40-2-50 sanctioned in G O No L 10307-8/Ml 105-48-91 dated 16th March 1949

The official has put in a service of nearly 25 years of to date out of which 15 years as a literary peon and 10 years as Assistant Sergeant and has been drawing a pay of Rs 34/- p m with effect from 1-1-1947 The

The irregularity in his promotion was noticed when his increment application was submitted for sanction only recently Immediately, the matter was placed before the Managing Committee on 15-12-1954 The Municipal Council before whom, the recommendations of the Managing Committee came up for consideration have recommended that the promotion of Mir Ahmed from inferior to superior service may kindly be sanctioned by Government by exempting him from the operation of the C R B Rules (C R No 1062/27-12-1954 enclosed)

While agreeing with the views of Government that prompt action should have been taken to obtain the sanction of Government to exempt the official from the operation of the P S C Rules, I cannot but state that that the case is one of extreme hardship and would amount to the penalization of the official for no fault of his

In this connection, I write to bring to the kind notice of Government that Government have been pleased to exempt one Sri C Subbiah who was a literary peon of the Vanivilas Market on Rs 10/- p m and who was promoted as Cattle Pound keeper on Rs 15/- p m with effect from 6-12-1945 as per President's memo dated M6 C 295/PR 176/45-46 dated 30-11-1945, from the operation of the P S C Rules as per Government Order No L 3614-6/ML 11-45-55 dated 10th November 1955 (copy of the G O is also enclosed for kind reference) The qualifications of Sri Subbiah were not even similar to Mir Ahmed as he had only completed the English & Kannada I S Code He is even junior to Sri K Mir Ahmed and w promoted to act in place of Mir Ahmed on a pay of Rs as per memo No M1548/-45-45 dated 7-3-1945 enclosed

During the general revision of the pay of the staff of the Municipal Council sanctioned in G O No L 10307-8/M1 105-48-91 dated 16th March 1949 the grade of the cattle pound keeper was revised to Rs 20-1-30 He is at present drawing a pay of Rs 42/- as on 1-1-1954 as Bill Collector in the grade of Rs 30-1-40-2-50

In view of the long service of 25 years Sri Mir Ahmed has put in, I request that kind sanction of Government may please be obtained exempting him from the operation of the P S C Rules and regularising his promotion from inferior to superior service, as otherise the official will have to be reduced and put to the predicament of re-paying the higher rate of pay and D A received all these years irregularly I trust that the matter will engage the most sympathetic consideration of Government in the circumstances explained

Yours faithfully,

(N Lakshman Rau)
Municipal Commissioner

Forwarded with compliments

(K Puttaswamy)
President

Proceedings of the Ordinary meeting of the Mysore city Municipality on 27-12-54 at 4 P M in the Municipal Offices

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1062 Managing Committee Res No, 789/15-12-54 recommending that exemption from P S C Rules for promotion from inferior to Superior service might be obtained in the case of Sri Nir Ahmed, Assistant Market Sergeant, for confirmation and grant of increments etc ,

Approved

Sd K Puttaswamy,
President

Copy,

Municipal Commissioner

Proceedings of the Ordinary meeting of the Managing Committee held in the Municipal Offices on Wednesday the 15-12-54

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789 Def Sub No. 730/4-12-54 re Office Note dated 4-7-54 re the confirmation from 1-1-47 and grant of increment from 1-1-[illegible] to Sri Mir Ahmed, Assistant Market Sergeant in grade Rs 30-1-40-2-50 with the Auditor's opinion and further Commissioner's note thereon (deferred for brining up along with similar cases. Report not yet received from sections for a comprehensive statement being prepared)

Recommended that exemption from the P S C rules for promotion from inferior to superior service may be obtained In the meanwhile compresensive list of officials may be obtained

Sd K Puttaswamy
President

Copy,

Municipal Commissioner

PSK

Proceedings of the Government of His Highness the Maharaja of Mysore

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Read

Letter No M6 62/45-46 dated 31st July 1945 from the President, Mysore City Municipal Council, recommending that one C Subbiah, peon on Rs 13/- of the beef market, Mysore city Municipality be exempted from the operation of the C R B rules so as to enable his appointment on the regular ministerial establishment, as he is a long standing menial and is capable of good work etc ,

2 Un official note No 37/45 dated 11th September 1945 from the Public Service Commissioner, stating that C Subbiah may be permitted to be appointed in one of the unfilled special vacancies of Octroi Manegars on Rs. 15/- per mensum in the circumstances stated by the President, city Municipal Council Mysore

Order No L 3614-6/M1 11-45-55 Bangalore dated 10th November 1945

The proposal of the Public Service Commissioner is Sanctioned

Sd G Ramachandra Rao
For Asst Secretary to Govt

Copy,

Municipal Commissioner.

Copy of the Memo No Ml 548/44-45 dated 7th March 1945 of the President, City Municipal Council, Mysore

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Reference - 1 Revenue Officer's report No R 10 140-731/44-45 dated the 23rd January 1945 stating that as a number of shops have been opened in the evening bazaar with an annual rental of Rs 1332/- it is not possible for the Assistant Sergenant of the Devaraja Market, to look after the evening Bazaar shops also and that therefore the hand sanctioned for this purpose in Government order No 8898-9/Ml 27-39-65 dated 17-4-40 who has not been entertained so far although sanction to the post is being renewed from year to year, may now be employed and recommending that Mir Ahmed, a literate peon on Rs 13/- who has put in 14 years of service and who is without promotion, may be appointed to act as Assistant Sergeant and C Subbiah, who is - cooperating in the management of the market work may be appointed on Rs 13/- in place of Mir Ahmed

The proposal of the Revenue Officer involves in the transfer of an individual from the inferior service to the superior service which requires sanction of Government In view of the circumstances - reported by the Revenue Officer, the case of Sri Mir Ahmed deserves favourable consideration A reference will therefore be made to Government to exempt him from the operation of the P S C Rules and appoint him for the post

1 Subject approval of Government to the arrangement, Mir Ahmed, literate peon on Rs 13/- is appointed to act as Assistant Sergeant of the Evening Bazaar as recommended by the Revenue Officer

2 Peon C Subbiah is promoted as literate peon on Rs 13/- vice, No,

C o p y,

Municipal Commissioner

PSK

Proceedings of the Government of His Highness the Maharaja of Mysore.

Read -

Correspondence ending with letter No M5 C 464-113/45-46 dated 13th March 1947 from the President, City Municipal Council Mysore requesting sanction in the circumstances stated, to the resolution dated 28th Jan 1946 of the Municipal Council, in regard to the revision of the establishment attached to the Devaraja Market, at an extra cost of Rs 820/- per annum

Order No L & 15982-3/M1 11-46-154 dated Bangalore 16th May 47

The proposal of the Mysore city Municipal Council to revise the scale of the establishment of the Devaraja Market, Mysore City as shown in the accompanying proposition statement, at an extra cost of Rs 820/- per annum is sanctioned with effect from the date of the council Resolution viz , 28th January 1946

The extra cost in this behalf will be met out of the sevings under the Evening Bazaar Establishment, during the current year and necessary provision made therefor in the future Budgests of the Municipality

Sd G Ramachandra Rao

For Secretary to Government

Copy,

Municipal Commissioner

PSK

DRAFT

Comparative Statement

Observations made by the P S C vide U O Note No G 112/54-55 P S C dated 29-3-55	Fresh points urged now by the Mysore City Municipality
1 The Commission observes that the promotion of Sri Mir Ahamed from inferior to superior service is irregular	The Municipal Commissioner states that Sri Mir Ahamed who was a literate peon of the Evening Bazaar, was promoted as Assistant Market Sergeant on Rs 13/- p m as per President's Memo No Ml 548/44-45 dated 7-3-45 and that the promotion was ordered subject to obtaining necessary sanction of Govt , exempting the official from the operation of the C R B rules but the exemption was not obtained so far
2 Action should have been promptly taken to address Govt to exempt the official from the operation of the rules for appointment as Asst Market Sergeant	This irregularity was found out when his increment application was submitted for sanction only recently and that immediately the matter was placed before the Managing Committee on 15-12-54 and that the Municipal Council, recommended that the promotion of Mir Ahamed from inferior to superior service may be sanctioned by Government
3 The post of Asst Market Sergeant comes under Class III minimum qualification being M S The official is not qualified as he has completed only L S Course He ought not to have been appointed under the circumstances without obtaining previous exemption from Govt But he was appointed as Asst Market Sergeant in 1945 and has been unauthorisedly continued as such for the past ten years	The Municipal Commissioner states that in case of one Sri C Subbiah who was literary peon ~~of the~~ of the Vanivilas Market on Rs 10/- p m and who was promoted as Cattle Pound Keeper on Rs 15/- p m Government have been pleased to exempt him from the operation of the P S C Rules as per Govt Order No L 3614-6/Ml 11-45-55 dated 10-11-1945, w e f 6-12-1945, as per Presidents Memo No M C 295/P R 176/45-46 dated 30-11-45 He says that the qualifications of Sri Subbiah were not even similar to Mir Ahamed as he had only completed the English and Kannada L S Course and that he is even Junior to Sri Mir Ahamed and was promoted to act in place of Mir Ahamed on a pay of Rs 13/- He therefore is of opinion when his Junior who was having less qualification was exempted from the operation of P S C Rules, it is not fair to deny the same benefit to a person who is senior and who is qualified The remarks made by the Municipal Commissioner in his letter are noted below "I cannot but state that the case is one of extreme hardship and would amount to the penalization of the official for no fault of his - In view of the long service of 25 years Sri Mir Ahamed has put in, I request that kind sanction of Govt , may please be obtained exempting him from the operation of the P S C Rules

(Contd)

Rules and regularising his promotion from inferior to superior service, as otherwise the official will have to be reduced and put to the predicament of repaying the higher rate of Pay and D A received all these years irregularly

I trust that the matter will engage the most sympathetic consideration of Government in the circumstances explained" -

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M G S App F G 3]

MYSORE GOVERNMENT

SECRETARIAT

(*Continuation sheet draft form*)

2- 11791 CH 24-55-174

Lock-S/K D 21-12-55 18

Subject:- Exemption from the Operation of the P S C Rules for the promotion of Sri The Ahmed from the inferior service viz from post of Secretary from to that of the Asst Sergeant on grade Rs 30-1-40 2-50 plus CA of Rs 5/- Council Resolution no 1062 dated 27/12/54

To

The All Comm Nyme ag- Mlf (Thro' the proper

Sir

With reference to your letter no C2 PR 223 C752 /54-55 dt 21 6 55 - on the above subject I am directed to state that the post of Asst Master-Sergeant belongs to Class III Catego

WD 0258—GPB—PZS 1 20 000—1 7 55

19

The appointment of Sh Pir Ahmed as irregular The Vacancy was not in the first place advertised and filled up Secondly the qualification for the post being P.S. Examination. Sh Pir Ahmed who has completed D.S. Course was appointed to the post ~~Govt have already~~ Upon these orders ~~on Head letter no L-2305/C-M-2 dt 31-7-76 dt 3-6-77~~ In these circumstances, I am to add that ~~it~~ no fresh grounds have been put forward, ~~the first~~ ~~decree~~ the orders already communicated ~~this~~ govt are not in favour of reversing ~~the Order~~ in this office letter No L 2305/C I The S.R of the Board accompanies 24-5-5-76 dt 3-6-77

Memo no L 11792-93/D 21-12-93 Ms

Copy to the:

1, The Secy P.S.C. with reference to his U.O. No C 446/77-PSC dt 23-6-77 for information

2 The Controller D.D.

Asstt Secy

Dy to Govt Edn & Lib Deptt

B.M.

GOVERNMENT OF MYSORE

28

No L 11791/CM 24-55-174
W.M.S R

Mysore Government Secretariat

Dated Bangalore, 21-12-195

From

The *Secretary to the Government of Mysore*
Education & LSG Departments

To,

The Municipal Commissioner,
Mysore City Municipality,
Mysore.

THROUGH THE PRESIDENT

Sir,

Sub - Exemption from the operation of the P S C Rules for the promotion of Sri Mir Ahmed from the inferior service, namely from the post of a Literary Peon to that of the Assistant Sergeant in grade Rs 30-1-40-2-50 plus CA Rs 5/- Council Resolution No 1062 dated 27-12-1954

With reference to your letter No C2 MR 223/C 752/54-55 dated 21-6-55 on the above subject, I am directed to state that the post of Assistant Market Sergeant belongs to class III Category The appointment of Sri Mir Ahmed is irregular The vacancy was not in the first place advertised and filled up Secondly the qualification for the post being Middle School examination Sri Mir Ahmed who has completed L S Course was appointed to the post In these circumstances, I am to add that as no fresh grounds have been put forward, Government are not in favour of revising the orders already communicated in this office letter No L 2305/CM 24-55-76 dated 3-6-1955

The Service Register of the official accompanies

Yours faithfully,

sd/-

(V Hanumanthappa)
for Secretary to Government,
Education & LSG Departments.

bws:16 12

D 21-12-55

Memo No L 11792-93

Copy of the above is forwarded to

1) The Secretary, Public Service Commission, Bangalore, with reference to his U O Note No 44/55-56 PSD dated 22-10-55,

2) The Controller, St tc Accounts Depart_ent, for information

M A Meccai

(M A Meccai)
for Secretary to Government
Education & LSG Departments

7178
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OFFICE OF THE MINISTER FOR PUBLIC HEALTH & LOCAL SELF GOVERNMENT
23 DEC
No. 4514

The Honourable Minister for Localself Government,
Government of Mysore, Bangalore

From,
G Lingaiah, Ex Municipal Councillor,
MYSORE

Sir,

Csa Secy References

I respectfully submit that I had come with the party to get through the promised corpliance by your goodself and had met your goodself with Mr Mir Ahammed

Despite your kind assurance, my friend's work has otherwise been adverse, and the papers have been referred to D & G Secretary

So, it is requested that you will do your best to help friend to get through his job, successfully, as kindly promised by your kindself

Pleas excuse,

Yours sincerely,
G Lingaiah

N B Had it not been to my present depleted health and inability to withstand the journey, I would have come myself Please excuse

Dated 19 12 55

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ב —— 21

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